

R E M A R K S:

The claims have been amended to provide for use of a cerebral-specific amount of active material and this change is clearly in accordance with the specification, page 1, lines 27 et seq.

Reconsideration is requested of the rejection of all claims as allegedly obvious over Chem. Abstr. With respect to this ground of rejection, it is recognized that the active materials used according to the present invention are not, per se, novel and that compositions have been made previously using those active compounds.

It is submitted, however, that there is nothing in the cited art which teaches or even remotely suggests the provision of compositions which will provide cerebral-specific action. This is novel, unexpected and clearly entitled to patentable holding.

This is true not only with respect to the composition claims 1-4 and 6 but also with respect to the method of use claims 7-10. Note that it is not merely a matter of determining adequate dosages for the utilities shown in the prior art but a matter of providing a novel dosage for an unexpected finding of cerebral-specificity.

Apart from the above, attention is directed to the fact

that in parent application Serial No. 027,540, there was included with an amendment dated April 29, 1980 a declaration of Dr. Kazda, an expert in the pertinent art, which clearly shows the unexpected nature of the present invention. The Examiner has dismissed this showing and it is requested that he again consider it since the passive avoidance test is clearly pertinent to the present invention.

In addition, attention is directed to the enclosed publication of Olesen in "Acta Neurologica Scandinavica, 50, page 61 (1974) wherein it is asserted that vasodilating substances are not very useful for treating cerebral diseases because they have a tendency to reduce the actual flow in the wanted area (intracranial steal phenomenon). On the contrary, many experts have even proposed that one use compounds with vasoconstrictive activity for the treatment of cerebral diseases. Thus, rather than leading one to the present invention, the teachings of the prior art (including Olesen) would tend to lead one away from rather than to the present invention.

In view of the above, it is submitted that the sole ground of rejection in this case is certainly no longer warranted. Its withdrawal and prompt passage of this application to issue is most earnestly solicited.

In the event that the Examiner does not agree with

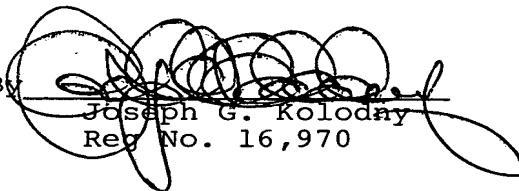
the reasoning above, it is specifically requested that he telephone the undersigned in order that the matter can be discussed and problems resolved.

Please note that Convention Document was filed in parent application Serial No. 027,540 filed April 5, 1979 and we would appreciate an acknowledgment in the case.

Respectfully submitted,

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Encl.